

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: JAMES S. MCCORMICK ET AL

SERIAL NO.: 10/670,257

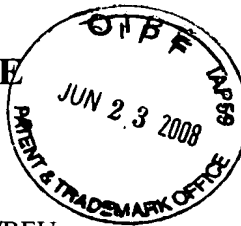
FILED: September 26, 2003

FOR: METHOD AND APPARATUS FOR NETWORK
ELEMENT RESOURCE UTILIZATION TRACKING

GROUP ART UNIT: 2143

EXAMINER: J. Avellino

ATTY. REFERENCE: MCCO3001/BEU



COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a communication/amendment in the above-identified application.

- ☐ Small entity status under 37 CFR 1.9 and 1.27 is claimed.
- ☒ No additional fee is required.

The fee, if any, has been calculated as shown below:

Fee Basis	Number of Claims After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity	Full Fee
Total Claims		- ¹	= ³	× \$ 25 =	× \$ 50 =
Independent Claims		- ²	= ³	× \$ 100 =	× \$ 210 =
<input type="checkbox"/> First Presentation of Proper Multiple Dependent Claim				+ \$ 180 =	+ \$ 360 =
TOTAL					

¹ If less than 20 enter 20.

² If less than 3 enter 3.

³ If less than 0 enter 0.

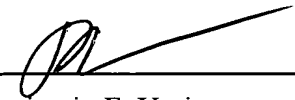
- ☐ Please charge my **Deposit Account Number 02-0200** in the amount of \$ _____. A duplicate copy of this sheet is attached.
- ☐ A check in the amount of \$ _____ is attached.
- ☐ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is attached.
- ☐ Also enclosed is/are:

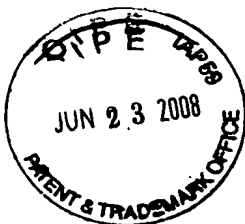
23364

Customer Number
Phone: (703) 683-0500

Respectfully submitted,

DATE: June 23, 2008


Benjamin E. Urcia
Attorney for Applicant
Registration Number: 33,805



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:)	Group Art Unit: 2143
)	
James Stewart McCORMICK <i>et al.</i>)	Examiner: J. Avellino
)	
Serial Number: 10/670,257)	<i>Attorney Docket:</i> MCCO3001/BEU
)	
Filed: September 26, 2003)	<u>Confirmation No.:</u> 4907

For: Method and Apparatus for Network Element Resource Utilization Tracking

AMENDMENT AND RESPONSE

Honorable Commissioner For Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

This paper is in response to the Official Action dated March 21, 2008.

Amendments to the claims begin on page 2.

Remarks/Arguments begin on page 13.